

19900807

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
TUESDAY, AUGUST 7, 1990
AT 9:00 A.M.
IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor O'Connor at 10:11 a.m. The meeting was recessed by Mayor O'Connor at 12:09 p.m. to reconvene at 2:00 p.m.

The meeting was reconvened by Mayor O'Connor at 2:04 p.m. A quorum was not present. A quorum was present at 2:05 p.m. with Council Members Wolfsheimer, Roberts, and Pratt not present. The meeting was recessed by Mayor O'Connor at 3:30 p.m. to meet in Closed Session in the 12th floor conference room on pending litigation.

The meeting was reconvened by Mayor O'Connor at 4:30 p.m. with Council Members Wolfsheimer, Pratt, and Henderson not present. Mayor O'Connor recessed the meeting at 4:53 p.m. to meet as the Housing Authority and Redevelopment Agency. Mayor O'Connor reconvened the meeting at 4:54 p.m. A quorum was not present and Mayor O'Connor recessed the meeting. Mayor O'Connor reconvened the meeting at 5:04 p.m. with Council Members Wolfsheimer, Pratt, Bernhardt, and Henderson not present. Mayor O'Connor recessed the meeting at 7:30 p.m. to meet as the Redevelopment Agency. The meeting was reconvened by Mayor O'Connor at 8:06 p.m. with Council Members Wolfsheimer, Pratt, Bernhardt, and Henderson not present. Mayor O'Connor adjourned the meeting at 8:09 p.m.

ATTENDANCE DURING THE MEETING:

- (M) Mayor O'Connor-present
- (1) Council Member Wolfsheimer-excused by R-276415
(vacation)
- (2) Council Member Roberts-present
- (3) Council Member Hartley-present
- (4) Council Member Pratt-excused by R-276625
(personal family business)
- (5) Council Member Bernhardt-present
- (6) Council Member Henderson-present

- (7) Council Member McCarty-present
- (8) Council Member Filner-present
- Clerk-Fishkin (mp;eb)

FILE LOCATION: MINUTES

ITEM-300: ROLL CALL

Clerk Fishkin called the roll:

- (M) Mayor O'Connor-present
- (1) Council Member Wolfsheimer-not present
- (2) Council Member Roberts-present
- (3) Council Member Hartley-present
- (4) Council Member Pratt-not present
- (5) Council Member Bernhardt-not present
- (6) Council Member Henderson-present
- (7) Council Member McCarty-present
- (8) Council Member Filner-not present

ITEM-150: (R-91-205 REV. 2) ADOPTED AS AMENDED AS RESOLUTION
R-276376

Calling a Special District Election within San Diego Open Space Facilities District No. 1 for the purpose of incurring a bonded indebtedness in the maximum principal amount of \$100 million for the acquisition of open space and other park facilities; providing for consolidation with the statewide General Election.

(See City Manager Reports CMR-90-307 and CMR-90-329; Open Space and Park Bond Committee Report; memorandum from the City Manager dated 6/28/90.)

COMMITTEE ACTION: Reviewed by RULES on 7/18/90. Directing the City Manager and City Attorney to prepare the ordinances for Council consideration on August 7, 1990, of assessment bonds utilizing the existing Open Space Park Facilities District Number One for the acquisition, development and construction of open space and park sites. The Open Space Committee Recommendations list is amended to include three schools in

Mid-City for turfing, and to correct minor typographical errors in the list. Districts 1, 2, 8 and Mayor voted yea. Districts 4 and 5 not present.

NOTE: See Items 201 and 202 on today's docket for companion items.

FILE LOCATION: STRT OS-1

COUNCIL ACTION: (Tape location: G530-H144.)

MOTION BY ROBERTS TO ADOPT AS AMENDED BY PREVIOUS ACTION OF MONDAY, AUGUST 6, 1990, WITH ADDITIONAL LANGUAGE CHANGE TO "DESIGNATED" PARK LANDS AND ON PAGE 3 CHANGE "MAY" TO "WILL."

Second by McCarty. Passed by the following vote:

Wolfsheimer-not present, Roberts-yea, Hartley-not present, Pratt-not present, Bernhardt-yea, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-201:

Four actions relative to the Special Municipal Election to be held in the City of San Diego on November 6, 1990:

Subitem-A: (O-91-25) FILED (SEE ITEM-S418)

Introduction and adoption of an Ordinance ordering, calling, providing for and giving notice of a Special Municipal Election to be held in the City on November 6, 1990, for the purpose of submitting to the qualified voters of the City of San Diego:

Various propositions amending the Charter of the City of San Diego as directed by the City Council;

One proposition amending People's Ordinance No. 7691 and amending Chapter VI, Article 6, Division 1 of the San Diego Municipal Code by amending Section 66.0123, relating to the Collection and Disposal of City Refuse;

One proposition relating to an Initiative Measure to Enact San Diego City Traffic Control and Comprehensive Growth Management;

And consolidating said Special Municipal Election with the State Election to be held in the City on November 6, 1990.

Subitem-B: (O-91-34) REFERRED TO RULES AND PSS

Introduction and adoption of an Ordinance amending Chapter III of the San Diego Municipal Code by adding Article 6, Division 1, and Section 36.0101, providing for the levy and collection of a Special Tax for Police Protection Services subject to the approval of two-thirds of the voters voting upon the proposition within the City of San Diego; calling

and providing for the holding of a Special Municipal Election within the City on November 6, 1990, for the purpose of submitting the proposition to the voters of the City; ordering such election to be consolidated with the Statewide General Election to be held on such date; and making certain other findings and determinations in connection therewith.

Subitem-C: (O-91-29) NOTED AND FILED (SEE ITEM-S417)

Introduction and adoption of an Ordinance ordering, calling, providing for and giving notice of a Special Municipal Bond Election to be held in the City of San Diego on November 6, 1990 for the purpose of submitting to the qualified voters of the City of San Diego a proposition to incur general obligation bonded indebtedness by the City for certain municipal improvements and consolidating the Special Municipal Bond Election with the Statewide General Election to be held on the same date.

Subitem-D: (R-91-238) ADOPTED AS RESOLUTION R-276377

Adoption of a Resolution requesting the consolidation of a Special Municipal Election to be held in the City of San Diego on November 6, 1990, with the Statewide General Election to be held on the same date.

FILE LOCATION: Subitems A, B, C, D MEET

COUNCIL ACTION: (Tape location: F545-G241, I330-333.)

Motion by Filner to introduce the ordinance for Subitem-B.

Second by Hartley. The vote on the motion was trailed.

Substitute motion by Roberts to refer Subitem-B to Rules

Committee with an amendment by Hartley to refer the matter to PSS also. Second by Mayor O'Connor. Failed by the following vote: Yeas-2,3,7,M. Nays-8. Not present-1,4,5,6.

The vote was taken on the original motion. Failed by the following vote: Yeas-3,8. Nays-2,7,M. Not present-1,4,5,6.

MOTION BY FILNER TO REFER SUBITEM-B TO RULES AND PSS TO PUT ON A FUTURE BALLOT. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

MOTION BY ROBERTS TO ADOPT SUBITEM-D. Second by Hartley.

Passed by the following vote: Wolfsheimer-not present, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-202:

Two actions relative to services in connection with ballot measures:

Subitem-A: (R-91-189 Rev.1) ADOPTED AS RESOLUTION
R-276378

Authorizing the City Manager to accept the letter proposal of Jennings, Engstrand & Henrikson to provide bond and special counsel services in connection with ballot measures providing for:

1. Special tax for additional police services;
2. General obligation library bond proposal;
3. Mello-Roos proposal to raise funds for annual operating and administration fees for the library;

Approving the expenditure of not to exceed \$6,000 from Fund 100, Dept. 601, Org. 165, Account 4151, Job Order 601655, for the services and related expenses in connection with the special tax for additional police services; approving the expenditure of not to exceed \$5,000 from Fund 100, Dept. 601, Org. 165, Account 4151, Job Order 601655, for the services and related expenses in the event the library bond proposal is unsuccessful, with additional fees to be provided solely and exclusively from bond proceeds in amounts not to exceed those set forth in the letter proposal in the event of voter approval and sale of such library bonds; approving the expenditure of not to exceed \$9,000 from Fund 100, Dept. 601, Org. 165, Account 4151, Job Order 601655, for the services and related expenses in connection with the Mello-Roos proposal.

Subitem-B: (R-91-203) ADOPTED AS RESOLUTION R-276379

Authorizing the City Manager to accept the letter proposal of Fieldman Rolapp & Associates to provide financial advisory services and special tax consultation services in connection with a ballot measure to raise funds for annual operating and maintenance expenses and furnishings, fixtures and equipment costs of central and branch libraries; approving the expenditure of not to exceed

\$20,000 from Fund 100, Dept. 601, Org. 165, Account 4151,
Job Order 601655, for the services and related expenses.
Aud. Cert. 9100107.

NOTE: See Items 150 and 201 for companion items.

FILE LOCATION: Subitems A and B MEET

COUNCIL ACTION: (Tape location: I250-270.)

MOTION BY ROBERTS TO ADOPT. Second by Hartley. Passed by the
following vote: Wolfsheimer-not present, Roberts-yea,
Hartley-yea, Pratt-not present, Bernhardt-not present,
Henderson-not present, McCarty-yea, Filner-yea, Mayor
O'Connor-yea.

ITEM-203: (R-91-136) CONTINUED TO SEPTEMBER 11, 1990, 10:00
A.M.

Fire Department Based Paramedic Program Cost and related
issues in the matter of the City Manager recommendations to
the City Council on issues related to a Fire Department
Paramedic Program Proposal, City Benefits and Employment
status for current paramedics, and paramedic program costs.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: F522-552.)

MOTION BY McCARTY TO CONTINUE TO SEPTEMBER 11, 1990, 10:00 A.M.
FOR FURTHER REVIEW. Second by Roberts. Passed by the following
vote: Wolfsheimer-not present, Roberts-yea, Hartley-yea,
Pratt-not present, Bernhardt-not present, Henderson-not present,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-204: (R-91-178) CONTINUED TO SEPTEMBER 18, 1990

Council confirmation of the following reappointments by the
Mayor to serve as members of the Commission for Arts and
Culture, for terms ending August 31, 1993:

Catherine Y. Woo

Karen Sugg Cohn

Mario Acevedo Torero

Kate Adams

Appointing Jess Flemion as Chair.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: H336-370.)

MOTION BY McCARTY TO CONTINUE ITEM-204 TO SEPTEMBER 18, 1990, AT COUNCIL MEMBER HARTLEY'S REQUEST FOR FURTHER REVIEW AND CONTINUE

ITEMS 205 AND S423 TO SEPTEMBER 18, 1990, AT MAYOR O'CONNOR'S REQUEST FOR FULL COUNCIL. Second by Roberts. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-205: (R-91-192) CONTINUED TO SEPTEMBER 18, 1990

Council confirmation of the following appointments and reappointments by the Mayor to serve as members of the Park and Recreation Board, for terms ending March 1, 1992:

NAME

Bonnie Reading - Chair (Reappointment)

Betty Hubbard (Reappointment)

Eugene McElroy (Reappointment)

Cecilia Lorimar (Reappointment)

Evelyn W. Goldman (Replaces Bernard Rhinerson,

whose term has expired.)

Myra Harada (Replaces Steven Alexander, whose term has expired)

(See memorandum from Mayor O'Connor dated 7/20/90 with resumes attached.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: H336-370.)

MOTION BY McCARTY TO CONTINUE ITEM-204 TO SEPTEMBER 18, 1990, AT COUNCIL MEMBER HARTLEY'S REQUEST FOR FURTHER REVIEW AND CONTINUE ITEMS 205 AND S423 TO SEPTEMBER 18, 1990, AT MAYOR O'CONNOR'S REQUEST FOR FULL COUNCIL. Second by Roberts. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-206: (R-91-210) CONTINUED TO SEPTEMBER 10, 1990

Approving and adopting the Fiscal Year 1991 Budget for the San Diego Convention Center Corporation; authorizing the

expenditure of funds by the Corporation in Fiscal Year 1991, not to exceed the amount budgeted and approved by Council.

(See San Diego Convention Center Report dated 7/24/90.)

FILE LOCATION: --

COUNCIL ACTION: (Tape location: H160-182.)

MOTION BY FILNER TO CONTINUE TO SEPTEMBER 10, 1990 FOR FURTHER REVIEW. Second by Roberts. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-209: (O-91-31) HEARING HELD

First public hearing in the matter of:

Amending Ordinance O-17504 (New Series), as amended, entitled "An Ordinance adopting the Annual Budget for the Fiscal Year 1990-91 and appropriating the necessary money to operate the City of San Diego for said Fiscal Year" by amending Documents No. 00-17504-1, as amended and adopted therein, by amending the personnel authorization for the purchasing department (057), by exempting one Equal Opportunity Contracting Manager position from the Classified Service pursuant to Section 117(a)17 of the San Diego Charter after review and consideration of the favorable comment thereon by the Civil Service Commission; establishing salary rates.

NOTE: See Item 336 on the docket of Tuesday, August 7, 1990, for the introduction and adoption of the Ordinance.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: H380-H405.)

MOTION BY FILNER TO APPROVE THE FIRST HEARING FOR ITEM 209, AND APPROVE ITEM 210 AND ITEM-S419 WITH AN AMENDMENT TO THE CITY MANAGER'S REPORT TO APPROVE AN ALTERNATE INCENTIVE TO THE LOCAL INCENTIVES FOR THE WAIVER OF HOUSING TRUST FUND FEES TO AUTHORIZE THE CITY MANAGER TO NEGOTIATE A WAIVER OR REDUCTION OF ANY APPROPRIATE FEES ON A CASE-BY-CASE BASIS, DEPENDING ON WHAT A PARTICULAR PROJECT BRINGS TO THE CITY, AND THAT WAIVER OR REDUCTION TO BE BROUGHT BACK TO COUNCIL FOR APPROVAL. Second by McCarty. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, Hartley-yea, Pratt-not present,

Bernhardt-not present, Henderson-not present, McCarty-yea,
Filner-yea, Mayor O'Connor-yea.

ITEM-210: (R-91-199) ADOPTED AS RESOLUTION R-276380

Matter of:

A proposal to revise the Planning Department Schedule of Fees and Deposits pursuant to Section 101.0204 of the San Diego Municipal Code.

(This is a matter of City-wide effect.)

Adoption of a Resolution approving the revised Planning Department Schedule of Fees and Deposits.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: H380-H405.)

MOTION BY FILNER TO APPROVE THE FIRST HEARING FOR ITEM 209, AND APPROVE ITEM 210 AND ITEM-S419 WITH AN AMENDMENT TO THE CITY MANAGER'S REPORT TO APPROVE AN ALTERNATE INCENTIVE TO THE LOCAL INCENTIVES FOR THE WAIVER OF HOUSING TRUST FUND FEES TO AUTHORIZE THE CITY MANAGER TO NEGOTIATE A WAIVER OR REDUCTION OF ANY APPROPRIATE FEES ON A CASE-BY-CASE BASIS, DEPENDING ON WHAT A PARTICULAR PROJECT BRINGS TO THE CITY, AND THAT WAIVER OR REDUCTION TO BE BROUGHT BACK TO COUNCIL FOR APPROVAL. Second by McCarty. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-330:

A proposal to authorize the execution of a Freeway Agreement between the City of San Diego and the State of California for the construction of State Route 56 (SR-56) from .8 miles west of Black Mountain Road to .3 miles west of Route 15.

(District-1.)

Subitem-A: (R-91-188) ADOPTED AS RESOLUTION R-276369

Adoption of a Resolution certifying that the information contained in Environmental Impact Report for State Route 56 (SCH No. 89010102) has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and

considered by the Council.
Subitem-B: (R-91-187) ADOPTED AS RESOLUTION R-276370

Adoption of a Resolution authorizing the City Manager to execute an amended agreement with the State of California for the construction and improvement of State Route 56 between Black Mountain Road and Interstate Route 15.

FILE LOCATION: MEET CONFY91-1

COUNCIL ACTION: (Tape location: C123-403, D060-121.)

Hearing began at 11:43 a.m. and halted at 12:09 p.m.

Testimony in favor by Kevin McNamara.

Testimony in opposition by Linda Michael and Opal Trueblood.

MOTION BY BERNHARDT TO ADOPT THE RESOLUTIONS AND TO DIRECT STAFF TO RETURN AT 2:00 P.M. WITH A RESPONSE TO HER QUESTION, "IS THERE ANY MITIGATION SITE AVAILABLE IN THE CITY'S JURISDICTION FOR THE GNATCATCHER MITIGATION?" Second by Henderson. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea. Discussion regarding mitigation resumed at 2:09. Motion by Bernhardt to reconsider. Second by Hartley. Failed by the following vote: Yeas-2,3,5,8. Nays-6,7,M. Not present-1,4.

ITEM-331: CONTINUED TO SEPTEMBER 18, 1990, 2:00 P.M.

A proposal for amendments to the Resource Protection Ordinance, Article 1, Division 4, Section 101.0462 of the San Diego Municipal Code, including: deletion of certain exemptions and exclusions; changes to the regulations relating to biologically sensitive lands, hillsides and floodplains; changes to the findings and alternative compliance procedure; addition of a procedure to apply the ordinance to long range plans; and other amendments. The City Council will also consider the Resource Protection Ordinance Administrative Guidelines.
(City-wide.)

Subitem-A: (R-91-)

Adoption of a Resolution adopting the Resource Protection Ordinance Administrative Guidelines.

Subitem-B: (O-91-)

Introduction of an Ordinance amending Chapter X, Article 1,
Division 4 of the Municipal Code.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: H186-335.)

Hearing began 6:11 p.m. and halted 6:22 p.m.

Testimony requesting a continuance by Matt Peterson and Tom
Shepherd.

Testimony on mitigation concerns by Linda Michael.

MOTION BY HARTLEY TO CONTINUE TO SEPTEMBER 18, 1990, FOR FULL
COUNCIL AND DIRECT THE PLANNING DEPARTMENT TO BRING BACK A
REPORT ON THE IMPACT OF REPO ON SPECIFIC PROJECTS, SUCH AS OTAY
MESA, AND OTHER MITIGATION IMPACTS. Second by Filner. No vote
at this time.

Motion by Hartley to reconsider Item-330 for question on
mitigation and to docket the matter on September 18, 1990.

Second by Filner. It was ruled that the motion to continue took
precedence. No vote.

Testimony in opposition by Atti Hughes.

The vote was taken on the motion to continue. Passed by the
following vote: Wolfsheimer-not present, Roberts-yea,
Hartley-yea, Pratt-not present, Bernhardt-not present,
Henderson-not present, McCarty-yea, Filner-yea, Mayor
O'Connor-yea.

ITEM-332: CONTINUED TO SEPTEMBER 10, 1990, 2:00 P.M.

Appeal of Joseph N. Beecroft, by Robert Beecroft, from the
decision of the Planning Commission in denying the project,
Tentative Map (Beecroft Condominiums), Resource Protection
Ordinance Permit and North City West Planned District
Development Plan Permit 89-1255 (amending NCW-PD-86-0903).

The project proposes an 8 lot subdivision to construct a
total of 453 attached multi-family dwelling units contained
within 43 two and three story structures (including site
landscaping, brush management, recreational facilities and
covered parking) where 382 dwelling units were previously

approved for this site (NCW-PD-86-0903). The proposed
tentative map would divide the vacant 24-acre project site
into a total of eight parcels to accommodate the proposed
residential uses, open space and necessary public
facilities to serve the project. The environmental
document will also be reviewed and considered for

certification at this meeting.

The site is located on the east side of El Camino Real, between High Bluff Drive and Del Mar Heights Road, in Zone MF-3 and within the Neighborhood 9 Precise Plan area of the North City West Community Plan. The subject property is more particularly described as Parcel 1 of Parcel Map PM-15120 and a portion of Section 19, Township 14 South, Range 3 West, S.B.B.M. (TM, RPZ, NCW-89-1255. North City West Community Area. District-1.)

Subitem-A: (R-91-)

Adoption of a Resolution certifying that the information contained in Environmental Mitigated Negative Declaration EMND-89-1255 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council, and adopting the Mitigation Monitoring and Reporting Program for the project.

Subitem-B: (R-91-)

Adoption of a Resolution granting or denying the appeal and granting or denying the map, with appropriate findings to support Council action.

Subitem-C: (R-91-)

Adoption of a Resolution granting or denying the appeal and granting or denying the NCW and RPZ permit, with appropriate findings to support Council action.

FILE LOCATION: Subitems A and B SUBD-Beecroft Condominiums,
Subitem-C PERM-RPZ/NCW-89-1255

COUNCIL ACTION: (Tape location: H144-178.)

MOTION BY HARTLEY TO CONTINUE TO SEPTEMBER 10, 1990, 2:00 P.M.
AT THE REQUEST OF MATT PETERSON FOR FULL COUNCIL. Second by McCarty. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-333:

Request to develop an 81-room, 4-story Single Room Occupancy (SRO) residential hotel with 3,000 square feet of street level retail and 24 underground parking spaces. The development is on an 8,485 square foot parcel with an FAR of 4.0. The subject property is located at 602-608 Date

Street and 1702-1716 India Street, in Zone CBD, in the Centre City Community Plan area, and is further described as Lots 8 and 9, Block 39, Middletown, City of San Diego. (CCZ-90-0241. District-2.)

Subitem-A: (R-91-132) ADOPTED AS RESOLUTION R-276371

Adoption of a Resolution certifying that the information contained in Environmental Mitigated Negative Declaration EMND-90-0241 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council, and adopting Mitigation Monitoring and Reporting Program.

Subitem-B: (R-91-133) ADOPTED AS RESOLUTION R-276375

Adoption of a Resolution approving the project.

FILE LOCATION: PERM - Centre City - CCPDP 90-0241

COUNCIL ACTION: (Tape location: A575-600.)

Hearing began at 10:51 a.m. and halted at 10:52 a.m.

MOTION BY ROBERTS TO ADOPT THE RESOLUTIONS. Second by McCarty.

Passed by the following vote: Wolfsheimer-not present,

Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-yea,

Henderson-not present, McCarty-yea, Filner-yea, Mayor

O'Connor-yea.

ITEM-334:

Matter of an additional one-year extension of time to interim Ordinance No. O-17250 (New Series), adopted by City Council on February 21, 1989, and commonly known as the Single-Family Neighborhood Protection Ordinance. This Ordinance restricts the replacement of single-family dwellings in multi-family zones on lots containing only one dwelling unit.

The amended Single-Family Neighborhood Protection Ordinance will expire on August 9, 1990, or upon completion of the neighborhood classification project to identify and map protected single-family neighborhoods throughout the City. Community plan amendments and rezonings are necessary to implement single-family protection in some communities and these cannot be processed before the August expiration

date; therefore, an extension of time is needed.

The proposed action will extend Ordinance O-17250 (N.S.) until August 9, 1991, or until all communities within the City of San Diego are released from the provisions of the Ordinance, whichever occurs first.

The ordinance rezoning those properties in the Pacific Beach area that are located west of I-5, north of Mission Bay, south of Archer and Law Streets, and east of Mission Boulevard, to R-3000 Zoning, is proposed as an alternative ordinance to be introduced and adopted in the event City Council does not approve the extension of time for Ordinance No. O-17250 N.S.

(Citywide.)

Subitem-A: (O-91-21) INTRODUCED AND ADOPTED AS ORDINANCE O-17513 (New Series)

Introduction and adoption of an emergency Ordinance for an extension of time to Ordinance 17250 N.S.

Subitem-B: (O-91-28) FILED

Introduction and adoption of an Ordinance for R-3000 Zoning.

FILE LOCATION: Subitem-A: MEET; Subitem-B: LAND - Pacific Beach Community Plan

COUNCIL ACTION: (Tape location: A030-568.)

Hearing began at 10:14 a.m. and halted at 10:50 a.m.

Testimony in favor by Catherine Strohlein, Al Strohlein, Karen Scarborough, and Bruce Castetter.

Testimony in opposition by Kathy Evans, Dorothea M. Leonard, Pat O'Connell, Kim Fowler, Mark Richards, Mark Sundberg, Judy Huhn, Randy Williams, Gary Ulinskas, Norm York, Bernie Sosna, Kathy Dugan, Mark Peterson, Carl Ranson, Ernest and Julianne Wollar, Charles Anderson, Elsie Burt, John Dowd, Dirk Kingma, Marilyn Mann, and Edyth Mann.

MOTION BY HENDERSON TO INTRODUCE AND ADOPT SUBITEM-A, EXTENDING THE SINGLE-FAMILY PROTECTION ORDINANCE, WHICH OTHERWISE WILL EXPIRE ON AUGUST 9, 1990. Second by McCarty. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, Hartley-nay, Pratt-not present, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-335: (O-91-23) INTRODUCED AND ADOPTED AS ORDINANCE O-17514 (New Series)

Introduction and adoption of an Ord. amending Ordinance O-17326 (New Series), entitled "An Ordinance Adopting the Annual Budget for the Fiscal Year 1989-90 and Appropriating the Necessary Money to Operate the City of San Diego for said Fiscal Year" by modifying the Capital Improvement Program to increase the FY 1990 Budget of CIP-21-836, Balboa Park Fire Alarm Building Renovation, by \$282,455 and authorizing the transfer of \$50,000 from Capital Outlay Florida Canyon Fund No. 30245.1 and \$232,455 from CIP-21-834.0, Balboa Park Requirements, Capital Outlay - Other Revenue Fund No. 32453 to CIP-21-836, Balboa Park Fire Alarm Building Renovation.

NOTE: See Item 208 on the docket of Monday, August 6, 1990 for the first public hearing. Today's action is the introduction and adoption of the ordinance.

CITY MANAGER SUPPORTING INFORMATION: The Balboa Park Fire Alarm Building is located on Marston Point at 1945 Eighth Avenue. The building is designated as a local historical site and is listed in the National Register of Historical Sites. This project will improve the upper level of the building for use by the Park and Recreation Department's Management Division. The improvements include: access for the physically disabled; noise attenuating insulation and windows; office partitions; and the required electrical, plumbing and HVAC equipment. Management Division is currently housed in the Automotive Museum and is required to vacate that location before the end of this year.

Aud. Cert. 9100068.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A600-B025.)

MOTION BY FILNER TO INTRODUCE AND ADOPT THE ORDINANCE. Second by McCarty. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-yea, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-336: (O-91-31) CONTINUED TO SEPTEMBER 10, 1990

Introduction and adoption of an Ordinance amending Ordinance O-17504 (New Series), as amended, entitled "An Ordinance Adopting the Annual Budget for the Fiscal Year 1990-91 and Appropriating the Necessary Money to Operate

the City of San Diego for said Fiscal Year," by amending Documents No. 00-17504-1, as amended and adopted therein, by amending the personnel authorization of the Purchasing Department (057), by exempting one (1) Equal Opportunity Contracting Manager position from the Classified Service, pursuant to Section 117(a)17 of the San Diego City Charter, after review and consideration of the favorable comment by the Civil Service Commission; establishing salary rates.

NOTE: The first public hearing of this Ordinance was held on Monday, August 7, 1990, Item 209. Today's action is the second public hearing for the introduction and adoption of the Ordinance.

FILE LOCATION: - -

COUNCIL ACTION: (Tape location: A014-020.)

MOTION BY ROBERTS TO CONTINUE TO SEPTEMBER 10, 1990, AT THE CITY MANAGER'S REQUEST. Second by Hartley. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-337: (R-91-7) FILED

A proposal to release the Barrio Logan/Harbor 101 Community from the provisions of the Single-Family Neighborhood Protection Ordinance. The Planning Department proposes that no areas within the Barrio Logan/Harbor 101 Plan Area be designated as protected single-family neighborhoods. Recommendations have been made by several community advisory groups to rezone and redesignate some areas from mixed use to single-family residential as shown on the map on file with the Planning Department.

The City Council may release the Barrio Logan Community from the Single-Family Neighborhood Protection Ordinance with no rezonings or redesignation to single-family, or it may approve rezonings and direct preparation of plan amendments to the Barrio Logan/Harbor 101 Community Plan to implement single-family recommendations.

If community plan amendments and rezonings are approved by the City Council, the City must submit a related local coastal program amendment to the California Coastal Commission for review and final approval. The community plan amendments, related local coastal program amendment,

and rezonings would not become effective until after approval by the California Coastal Commission.
(District-8.)

Adoption of a Resolution releasing the Barrio Logan Community from the Single-Family Neighborhood Protection Ordinance No. O-17250 N.S.

FILE LOCATION: LAND-Barrio Logan/Harbor 101 Community Plan

COUNCIL ACTION: (Tape location: H440-455.)

Hearing began 6:28 p.m. and halted 6:29 p.m.

MOTION BY FILNER TO NOT RELEASE THE BARRIO LOGAN/HARBOR 101 COMMUNITY FROM THE PROVISIONS OF THE SINGLE-FAMILY NEIGHBORHOOD PROTECTION ORDINANCE AND TO DIRECT THE PLANNING DEPARTMENT TO CONTINUE WITH THE DRAFTING OF THE SPECIAL MULTIPLE-FAMILY CHARACTER DESIGN CONTROLS. Second by McCarty. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-338: CONTINUED TO SEPTEMBER 18, 1990, 2:00 P.M.

In the matter of Vesting Tentative Map (Fairbanks Highlands), Planned Residential Development Permit and Resource Protection Overlay Zone Permit VTM, PRD & RPZ-88-1041, proposing a 109-lot subdivision of this site for each of the proposed residential development parcels, seven open space lots, one private recreation lot, and necessary public facilities to serve the site; and construction of 92 single-family detached residences (including site landscaping, brush management and off-street parking) on a vacant 391-acre site.

Street Vacation of portions of Black Mountain Road, Road Survey 57, Old Survey 80, Old Survey 124, and Old Survey 451 as provided for under Section 66499.20-1/2 of the State Map Act, in conjunction with the proposed vesting tentative map for Fairbanks Highlands (VTM-88-1041).

The subject property is located generally north of Black Mountain Road and immediately west of the Penasquitos community in Zone A-1-10 (portions Hillside Review) and within the boundaries of the future urbanization area as identified by the City's General Plan. The subject property is more particularly described as portions of the

northeast quarter and the east half of the northwest quarter of Section 11, the northwest quarter of Section 12, Township 14 South, Range 3 West, SBBM, Parcel Map PM-8133. (VTM, PRD & RPZ-88-1041. District-1.)

Subitem-A: (R-90-2220)

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-88-1041 has

been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council and adopting appropriate findings of mitigation, feasibility or project alternatives and statement of overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-B: (R-91-)

Adoption of a Resolution granting or denying the PRD permit, with appropriate findings to support Council action.

Subitem-C: (R-91-)

Adoption of a Resolution granting or denying the RPZ permit, with appropriate findings to support Council action.

Subitem-D: (R-91-)

Adoption of a Resolution granting or denying the map, with appropriate findings to support Council action.

Subitem-E: (R-90-2219)

Adoption of a Resolution authorizing the vacation of portions of Black Mountain Road, Road Survey 57, Old Survey 80, Old Survey 124, and Old Survey 451 as provided for under Section 66499.20-1/2 of the State Map Act.

CITY MANAGER SUPPORTING INFORMATION: The proposed vacations of portions of Black Mountain Road, Road Survey 57, Old Survey 80, Old Survey 124 and Old Survey 451 have been initiated by the submission of the tentative map for Fairbanks Highlands (VTM-88-1041). The tentative map proposes subdivision of a 391-acre site for the purpose of creating 92 single-family residential lots. Development of the site will be controlled by the associated Planned Residential Development (PRD). The subject vacation is located in an area designated as a Future Urbanizing area immediately west of the Penasquitos East Community. The proposed vacation was reviewed by the adjacent designated Community Planning Groups (North City West Planning Board and Rancho Penasquitos Planning Board) as part of the tentative map. There were no apparent concerns from the North

City West Planning Board, and the Rancho Penasquitos Planning Board supported the project in concept. On May 24, 1990, the Planning Commission upheld an appeal to the Subdivision Board's recommendation of approval and recommended denial of the Fairbanks Highlands project by a 7-0 vote.

The subject vacation consists of portions of Black Mountain Road, which is an unimproved travelway that has an assumed width of 40 feet, three road surveys which are unplotable, and one road survey which is partially utilized as a private road. The rights-of-way to be vacated will not be required for easement rights-of-way for access or traffic circulation since they will be replaced if the map is approved. The tentative map conditions provide for the dedication of half-width improvements for Carmel Valley Road with off-site transitions, the dedication of Camino Ruiz with a deferred six-year agreement for full-width improvements, and a system of private streets for access within the subdivision boundaries. The public benefits to be accrued with this vacation are an improved road system and improved utilization of the land.

Upon Council approval of the Planned Residential Development Permit (PRD-88-1041) and the Vesting Tentative Map (VTM-88-1041) for Fairbanks Highlands, the rights-of-way to be vacated would no longer be required for present or prospective use, as indicated by staff review. It is therefore recommended that, if the vacation is approved, it be conditioned upon the approval and recordation of the final map for Fairbanks Highlands (VTM-88-1041).

FILE LOCATION: Subitems A and B PERM-PRD-88-1041, Subitem-C
PERM-RPZ-88-1041, Subitem-D SUBD-Fairbanks
Highlands, Subitem-E STRT J-2745

COUNCIL ACTION: (Tape location: D033-042.)

MOTION BY HENDERSON TO CONTINUE TO SEPTEMBER 18, 1990, 2:00 P.M.
AT THE CITY MANAGER'S REQUEST FOR FURTHER REVIEW. Second by
McCarty. Passed by the following vote: Wolfsheimer-not
present, Roberts-not present, Hartley-yea, Pratt-not present,
Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-yea,
Mayor O'Connor-yea.

ITEM-339: CONTINUED TO SEPTEMBER 11, 1990, 10:00 A.M.

1) Rezoning portions of the below-described property from
Zone A-1-10/HR to Zone R1-5000/HR;

2) Appeals of The Fieldstone Company, by Charles R. Gill of McDonald, Hecht & Solberg, from the decision of the Planning Commission in approving, with conditions, Vesting Tentative Map, Planned Residential Development Permit and Coastal Development Permit VTM, PRD and CDP-89-0892,

proposing a 369-lot subdivision (Canyon Country West, Units 1 & 2) for construction of 354 detached single-family residences on approximately 152.0-acres of land.

The subject property is located south and north of Calle Cristobal / Sorrento Valley Boulevard, north of Mira Mesa Boulevard, west of Camino Ruiz and east of Camino Santa Fe, in Zone A-1-10/HR (proposed R-1-5000/HR), and R1-5000/HR, in the Mira Mesa Community Plan area and the North City Local Coastal Program area. The site is more particularly described as a portion of Canyon Country Unit No. 3, Map-12236; and Unit No. 12, Map-11761; and a portion of Parcel 2, Parcel Map PM-13065.

(RZ, VTM, PRD & CDP-89-0892. District-5.)

Subitem-A: (R-91-200)

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-89-0892 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council, and adopt the Mitigation, Monitoring and Reporting Program.

Subitem-B: (O-91-27)

Introduction of an Ordinance for R-1-5000/HR Zoning.

Subitem-C: (R-91-)

Adoption of a Resolution granting or denying the appeal and granting or denying the map, with appropriate findings to support Council action.

Subitem-D: (R-91-)

Adoption of a Resolution granting or denying the appeal and granting or denying the PRD permit, with appropriate findings to support Council action.

Subitem-E: (R-91-)

Adoption of a Resolution granting or denying the appeal and granting or denying the CDP permit, with appropriate findings to support Council action.

FILE LOCATION: Subitems A and D PERM-PRD-89-0892, Subitem-B --, Subitem-C SUBD-Canyon Country West,

Units 1 and 2, Subitem-E PERM CDP-89-0892

COUNCIL ACTION: (Tape location: H370-378.)

MOTION BY FILNER TO CONTINUE TO SEPTEMBER 11, 1990, 10:00 A.M.
AT THE REQUEST OF COUNCIL MEMBER BERNHARDT FOR FULL COUNCIL.

Second by Hartley. Passed by the following vote:

Wolfsheimer-not present, Roberts-yea, Hartley-yea, Pratt-not
present, Bernhardt-not present, Henderson-not present,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-340:

Rezoning approximately 12.53 acres located on the north and
south sides of Smythe Avenue, between Athey Avenue and Via
de la Melodia in the San Ysidro Community Plan area, from
Zone A-1-10 to Zone R-3000. The subject property is more
particularly described as a portion of the northeast
quarter of the northeast quarter, Section 35, Township 18
South, Range 3 West, S.B.B.M.
(Case-89-0414. District-8.)

Subitem-A: (R-90-2300) ADOPTED AS RESOLUTION R-276381

Adoption of a Resolution certifying that the information
contained in Environmental Impact Report EIR-89-0414 has
been completed in compliance with the California
Environmental Quality Act of 1970 and State guidelines, and
that said report has been reviewed and considered by the
Council and adopt the Mitigation Monitoring and Reporting
Program.

Subitem-B: (O-90-212) INTRODUCED, TO BE ADOPTED
SEPTEMBER 10, 1990

Introduction of an Ordinance for R-3000 Zoning.

FILE LOCATION: Subitem-A ZONE ORD. NO., Subitem-B --

COUNCIL ACTION: (Tape location: I338-343.)

Hearing began 7:02 p.m. and halted 7:03 p.m.

MOTION BY FILNER TO ADOPT SUBITEM-A AND INTRODUCE SUBITEM-B.

Second by McCarty. Passed by the following vote:

Wolfsheimer-not present, Roberts-yea, Hartley-yea, Pratt-not
present, Bernhardt-not present, Henderson-not present,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-341:

Two actions relative to construction of the Neil Good Day Center for the Homeless:

(See memorandum from CCDC Executive Vice President dated 7/20/90. Centre City Community Area. District-8.)

Subitem-A: (R-91-223) ADOPTED AS RESOLUTION R-276384

Consenting to the payment by the Redevelopment Agency for part of the cost of the installation and construction of Neil Good Day Center for the Homeless to benefit the Horton Plaza Redevelopment Project area and its immediate neighborhood; making certain findings with respect to such payment for the Neil Good Day Center for the Homeless.

Subitem-B: (R-91-222) ADOPTED AS RESOLUTION R-276385

Authorizing the Centre City Development Corporation to receive bids for the construction of the Day Center; authorizing the City Manager, or his designee, to award the contract to the lowest qualified bidder, provided the bids are within the established budget for construction of the improvements; declaring that the construction contract shall not exceed \$695,000, plus up to \$12,500 for contingencies from CIP-39-106, Fund No. 19619; authorizing the Centre City Development Corporation to administer the contract; amending Capital Improvement Program CIP-39-106 by increasing the amount \$38,000, bringing the total amount to \$880,000 and accepting funds in the total amount of \$563,000 from the Redevelopment Agency.

FILE LOCATION: Subitems A and B MEET CONFY91-1

COUNCIL ACTION: (Tape location: J100-103.)

MOTION BY FILNER TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-342: (O-91-30) ADOPTED AS ORDINANCE O-17515 (New Series)

Fixing the tax rates and levying taxes for the Fiscal Year 1990-91.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: F400-405.)

MOTION BY McCARTY TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S410: (R-91-98) CONTINUED TO SEPTEMBER 10, 1990

Authorizing the City Manager to follow the procedures for hiring construction managers in connection with the upgrade and expansion of the Metropolitan Sewerage System.
(See City Manager Report CMR-90-320.)

COMMITTEE ACTION: Initiated by PSS on 7/18/90. Recommendation to approve the City Manager's recommendation. Districts 3, 4, 5 and 7 voted yea. District 2 not present.
WU-CWP-90-177.

FILE LOCATION: - -

COUNCIL ACTION: (Tape location: A014-020.)

MOTION BY ROBERTS TO CONTINUE TO SEPTEMBER 10, 1990, AT THE CITY MANAGER'S REQUEST. Second by Hartley. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-S417: (O-91-37) FILED (See ITEM-S418)

Introduction of an Ordinance amending the San Diego Municipal Code (Chapter III), by adding Article 6 entitled "Special Taxes," Division 2 entitled "Special Tax for Library Services," to provide for the levy and collection of a special tax for library furnishing and operating and maintenance costs, subject to the approval of two-thirds of the voters voting upon the proposition within the City of San Diego; calling and providing for the holding of a Special Municipal Election within the City on November 6, 1990 for the purpose of submitting the proposition to the voters; ordering such election to be consolidated with the Statewide General Election to be held on the same date; and making certain other findings and determinations..

NOTE: See Items 150, 201 and 202 on the regular docket of Monday, August 6, 1990 for companion items.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: I300-305.)

MOTION BY McCARTY TO FILE THE ITEM AND DIRECT THE CITY ATTORNEY TO INCLUDE LANGUAGE IN THE ELECTION ORDINANCE TO PRESENT THE LIBRARY TAX ISSUE AS AN ADVISORY VOTE. Second by Hartley.

Passed by the following vote: Wolfsheimer-not present, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S418: (O-91-33 REV. 1) INTRODUCED AND ADOPTED AS AMENDED AS ORDINANCE O-17516 (New Series)

Introduction and adoption of an Ordinance proposing various propositions to amend the City Charter for placement before the voters at the November 6, 1990 election.

(See City Attorney Report dated July 31, 1990.)

SUPPORTING INFORMATION: Except where designated, these Charter amendments were proposed by the Charter Review Commission in its final report dated March, 1989 and tentatively

approved for the 1990 ballot at the City Council's special workshop on January 12, 1990.

1. Amends Section 4 to strike the term "registered voters."
2. Amends Section 12 to provide for the election of a Council member within a district if Council fails to appoint.
3. Amends Section 24 and 25 to add mayoral veto.
4. Amends Section 41 to create a Redistricting Commission.
5. Amends Section 53 (proposed by Councilmember Wolfsheimer) to permit Water Utilities assets to be used by the City's General Fund.
6. Amends Section 55 and 55.1 to require master plans for resource based parks and imposes a 120 day referendum period on City actions.
7. Adds new Section 69.1 and 71.1 (proposed by Mayor O'Connor) requiring the City Manager to prepare a proposed five year budget plan.
8. Amends Section 90.2 (proposed by Councilmember Wolfsheimer) to permit interest in Sewer Revenue Fund to be used by the City's General Fund.

9. Amends Section 92 to strengthen the City's market position regarding short term borrowing by the City Treasurer.
10. Adds new Section 100.1 to create opportunity for Council to adopt a minority and women business enterprise plan by ordinance.
11. Amends Section 141 to remove the requirement for mandatory retirement at age 65.
12. Amends Section 143.1 to provide that retired City employees shall vote on proposed ordinances that affect their retirement benefits.
13. Adds new Section 221 requiring voter approval of the sale or exchange of 80 acres or more of contiguous City owned land.
14. Amends various Sections of the City Charter to remove use of masculine gender.

NOTE: See Item 201 on the docket of Monday, August 6, 1990 for a companion item.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: H460-I330.)

The Council considered the proposed Charter amendments individually as follows:

MOTION BY McCARTY TO APPROVE NO. 1, AMENDS SECTION 4 TO STRIKE THE TERM "REGISTERED VOTERS." Second by Filner. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

MOTION BY McCARTY TO APPROVE NO. 2, AMENDS SECTION 12 TO PROVIDE FOR THE ELECTION OF A COUNCIL MEMBER WITHIN A DISTRICT IF COUNCIL FAILS TO APPOINT, WITH THE AMENDMENT FOR LANGUAGE TO STATE "MAY" INSTEAD OF "SHALL." Second by Filner. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

Motion by Roberts to approve No. 3, Amends Section 24 and 25 to add mayoral veto. Second by Mayor. Failed by the following vote: Yeas-2,M. Nays-3,7,8. Not present-1,4,5,6.

Motion by McCarty to approve No. 4, Amends Section 41 to create a Redistricting Commission. Second by Mayor. Failed by the following vote: Yeas-3,7,M. Nays-2,8. Not present-1,4,5,6.

Motion by Filner to approve No. 5, Amends Section 53 to permit

Water Utilities assets to be used by the City's General Fund.

No second.

Motion by Filner to approve No. 6, Amends Section 55 and 55.1 to require master plans for resource based parks and imposes a 120 day referendum period on City actions. Second by Hartley.

Failed by the following vote: Yeas-2,3,8,M. Nay-7. Not present-1,4,5,6.

Motion by Roberts to approve No. 7, Adds new Section 69.1 and 71.1 requiring the City Manager to prepare a proposed five year budget plan. Second by Filner. Failed by the following vote:

Yeas-2,7,8,M. Nay-3. Not present-1,4,5,6.

Motion by Filner to approve No. 8, Amends Section 90.2 to permit interest in Sewer Revenue Fund to be used by the City's General Fund. No second.

MOTION BY FILNER TO APPROVE NO. 9 AMENDS SECTION 92 TO STRENGTHEN THE CITY'S MARKET POSITION REGARDING SHORT TERM BORROWING BY THE CITY TREASURER. Second by Hartley. Passed by the following vote: Wolfsheimer-not present-Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

Motion by Filner to approve No. 10, Adds new Section 100.1 to create opportunity for Council to adopt a minority and women business enterprise plan by ordinance. Second by Hartley.

Failed by the following vote: Yeas-2,3,8,M. Nay-7. Not present-1,4,5,6.

MOTION BY McCARTY TO APPROVE NO. 11, AMENDS SECTION 141 TO REMOVE THE REQUIREMENT FOR MANDATORY RETIREMENT AT AGE 65. Second by Filner. Passed by the following vote:

Wolfsheimer-not present, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

MOTION BY McCARTY TO APPROVE NO. 12, AMENDS SECTION 143.1 TO PROVIDE THAT RETIRED CITY EMPLOYEES SHALL VOTE ON PROPOSED ORDINANCES THAT AFFECT THEIR RETIREMENT BENEFITS. Second by

Hartley. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

MOTION BY ROBERTS TO APPROVE NO. 13, ADDS NEW SECTION 221 REQUIRING VOTER APPROVAL OF THE SALE OR EXCHANGE OF 80 ACRES OR MORE OF CONTIGUOUS CITY OWNED LAND. Second by Hartley. Passed

by the following vote: Wolfsheimer-not present, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present,

Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

By common consent No. 14 was noted and filed as it was determined that the City Attorney was handling the matter. Motion by McCarty to include to repeal the People's Ordinance. Second by Hartley. Failed by the following vote: Yeas-3,7,8. Nays-2,M. Not present-1,4,5,6.

Motion by Hartley to include placing the initiative by the San Diego 2000 on the ballot. Second by Roberts. Failed by the following vote: Yeas-2,3,7,M. Nay-8. Not present-1,4,5,6.

MOTION BY McCARTY TO DIRECT THE CITY ATTORNEY TO INCLUDE IN THE ELECTION ORDINANCE LANGUAGE TO PROVIDE FOR THE LIBRARY TAX ISSUE TO BE AN ADVISORY VOTE. Second by Hartley. Passed by the

following vote: Wolfsheimer-not present, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S419: (R-91-194 Rev.1) ADOPTED AS AMENDED AS RESOLUTION
R-276382

19900807

Authorizing and directing the City Manager to file a preliminary application with the State of California, Department of Commerce, for designation of portions of the City of San Diego, San Ysidro and Otay Mesa Community areas as an enterprise zone in accordance with the procedures and regulations promulgated by the Department of Commerce under the Enterprise Zone Act (AB 40 of 1984, as amended). (See City Manager Report CMR-90-344. San Ysidro and Otay Mesa Community Areas. District-8.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: H380-H405.)

MOTION BY FILNER TO APPROVE THE FIRST HEARING FOR ITEM 209, AND APPROVE ITEM-210 AND ITEM-S419 WITH AN AMENDMENT TO THE CITY

MANAGER'S REPORT TO APPROVE AN ALTERNATE INCENTIVE TO THE LOCAL INCENTIVES FOR THE WAIVER OF HOUSING TRUST FUND FEES TO AUTHORIZE THE CITY MANAGER TO NEGOTIATE A WAIVER OR REDUCTION OF ANY APPROPRIATE FEES ON A CASE-BY-CASE BASIS, DEPENDING ON WHAT A PARTICULAR PROJECT BRINGS TO THE CITY, AND THAT WAIVER OR REDUCTION TO BE BROUGHT BACK TO COUNCIL FOR APPROVAL. Second by McCarty. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S421: (R-91-234 Rev.1) ADOPTED AS AMENDED AS RESOLUTION
R-276372

Nominating the following persons for appointment to the Board of Directors of the San Diego Data Processing Corporation to fill 3 vacancies; electing two of the nominees for terms to expire on July 1, 1992; electing one nominee for a term to expire on July 1, 1993.

NOMINEE	CATEGORY REPRESENTED	NOMINATED BY
Ann David McNeil (reelection)	General Business	Councilmember Henderson
James V. Madaffer	Data Processing	Councilmember McCarty
Michael Killingsworth	Data Processing	Councilmember Bernhardt

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A021-029.)

MOTION BY HENDERSON TO ADOPT THE RESOLUTION AS AMENDED TO SHOW THE APPOINTMENT OF McNEIL AND MADAFFER TO EXPIRE ON JULY 1, 1992, AND THE APPOINTMENT OF KILLINGSWORTH TO EXPIRE ON JULY 1, 1991. Second by McCarty. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-S423: (R-91-269) CONTINUED TO SEPTEMBER 18, 1990

Confirming the following appointments by the Mayor to serve as trustees of the Housing Trust Fund, to represent categories as shown, for terms to expire as indicated:

Name	Category	Term Expires
Linda Lopez	Business & Industry	August 5, 1993
Jerold H. Goldberg	Business & Industry	August 5, 1993

Alice Smith	Labor - minimum wage worker	August 5, 1993
Sister RayMonda DuVall	Nonprofit/Community Organization	August 5, 1993
Rev. Walter G. Wells	Nonprofit/Community Organization	August 5, 1993
Mark P. Krones	Business & Industry	August 5, 1992
Kathy Recordon	Business & Industry	August 5, 1992
Nick Hernandez	Labor	August 5, 1992
James Ridley	Nonprofit/Community Organization	August 5, 1992
Jean E. Porter	Nonprofit/Community Organization	August 5, 1992
James Mitsuo Cua	Nonprofit/Community Organization	August 5, 1992

FILE LOCATION: --

COUNCIL ACTION: (Tape location: H336-370.)

MOTION BY McCARTY TO CONTINUE ITEM-204 TO SEPTEMBER 18, 1990, AT COUNCIL MEMBER HARTLEY'S REQUEST FOR FURTHER REVIEW AND CONTINUE

ITEMS 205 AND S423 TO SEPTEMBER 18, 1990 AT MAYOR O'CONNOR'S REQUEST FOR FULL COUNCIL. Second by Roberts. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S430: (O-91-) UNFINISHED BUSINESS TO SEPTEMBER 10, 1990

Introduction and adoption of an Ordinance placing the Planned Growth, Water, Traffic and Environmental Protection Initiative on the November, 1990 Ballot.

NOTE: See Item 201 on the regular docket of August 6, 1990 for a companion item.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: G250-530.)

Motion by Hartley to put the plan initiative on the ballot with the following proposed amendments: 1) Delete Section 2-G, 2)

Renumber Section 2-H and 2-I as 2-G and 2-H, 3) Change second bulleted item in Section 1 as follows: A) Delete ", or damage to San Diego's water reservoirs.", B) Insert "or" between "shortages," and "increased", and 4) Change first bulleted item in statement of reasons as follows: A. Delete ", or damage to San Diego's water reservoirs", B) Insert "or" between "shortages," and "increased." Second by Filner. Failed by the following vote: Wolfsheimer-not present, Roberts-nay, Hartley-yea, Pratt-not present, Bernhardt-yea, Henderson-not present, McCarty-nay, Filner-yea, Mayor O'Connor-yea.

ITEM-S500: (R-90-2223) ADOPTED AS RESOLUTION R-276373

(Continued from the meeting of July 31, 1990, Item 332, to allow the City Manager to work with Councilmember Filner and the community and report back with a proposal that would be beneficial to the area and justify the assessment.)

Considering the protests, approving the modified map, confirming the assessments, and ordering the proposed maintenance, in the matter of the Downtown Landscape Maintenance District.

(Centre City Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: This action establishes the annual Downtown Landscape Maintenance District. The district provides landscaping and special area maintenance to Downtown Street Trees, "C" Street Mall, Horton Plaza Retail Center, and provides litter removal in certain downtown areas. The Fiscal Year 1991 proposed maintenance costs for the total district are as follows:

Contractual Maintenance	\$116,950
Personnel	351,799
Utilities	9,000
Incidentals	181,618
Total Expenses	\$659,367
Reserve	42,173
Total	\$701,540
Less Carry-over & Interest	63,000
Assessed to District	\$638,540

The total assessed cost breaks down into the five zones as follows: the Downtown Street Tree Maintenance Zone this year amounts to \$146,405 compared to \$237,462 last year. This cost has decreased because the cost of litter removal, which amounts to \$300,802 this year, has been separated into its own zone.

There is a substantial increase of litter and debris removal necessary due to increasing numbers of people visiting and working downtown. The "C" Street Mall Zone has changed from \$111,925 to \$121,568, an increase of 8.6% and the Horton Retail Center Zone has changed from \$33,718 to \$34,420, an increase of 2%. Both increases are due to normal inflation. The Broadway East Zone, a new zone last year, has changed from \$38,183 to \$35,345, a decrease of 7% as last year's costs included new vehicular and equipment item start-up costs not needed this year.

FILE LOCATION: STRT M-206

COUNCIL ACTION: (Tape location: B027-C121.)

Hearing began at 10:54 a.m. and halted at 11:43 a.m.

Council Member Henderson entered at 11:00 a.m.

Testimony in favor by Phillip Klauber and Ron Oliver.

Testimony in opposition by Paul Jones, Barbara Winton, Tom Denning, Morris Slayen, Richard L. Russell, Ray Maher, Bill Allen, Chris Warren, Laura Walker, and Fred Strachan.

Mayor O'Connor entered at 11:41 a.m.

MOTION BY FILNER TO APPROVE STAFF'S RECOMMENDATION WHICH IS TO APPROVE A REVISED PROPOSAL FOR THE FY91 DOWNTOWN MAINTENANCE ASSESSMENT DISTRICT THAT (1) EXTENDS TREE MAINTENANCE AND LITTER REMOVAL SERVICES INTO THE MARINA AREA AND (2) EXTENDS ONLY LITTER REMOVAL SERVICES INTO THE CENTRE CITY EAST AREA. Second

by Hartley after Roberts withdrew his second. The motion was divided upon request by Roberts:

Southeast quadron identified by #3 on the map passed by the following vote: Wolfsheimer-not present, Roberts-nay, Hartley-yea, Pratt-not present, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-ineligible (not present during the testimony period).

Staff recommendation less southeast quadron passed by the following vote: Wolfsheimer-not present, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-yea,

Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-ineligible (not present during the testimony period).

ITEM-S501: (O-91-)CONTINUED TO SEPTEMBER 18, 1990, 2:00 P.M.

(Continued from the meetings of July 10, 1990, Item 336, and July 31, 1990, Item 344; last continued at the request of Jack McGrory and the City Attorney, for further review of litigation matters.)

A proposal to amend the Resource Protection Ordinance, Article 1, Division 4, Section 101.0462 of the San Diego Municipal Code to delete Miramar Ranch North from Paragraph E., Exclusions.

(District-5.)

Introduction of an Ordinance deleting the exclusions for the Miramar Ranch North Community Plan area from the Resource Protection Ordinance, Section 101.0462, Paragraphs E4, 5 and 6 of the Municipal Code.

NOTE: See Items S502 and S503 for companion items.

FILE LOCATION: LAND - Miramar Ranch North Community Plan

COUNCIL ACTION: (Tape location: F047-F245.)

Hearing began 4:25 p.m. and halted 4:45 p.m.

Testimony in favor by Marc Sorenson, Bob Dingman, Gary Underwood, Cash Dimitrz, and Corky McMillan.

MOTION BY BERNHARDT TO CONTINUE ITEMS S501, S502, S503 AND S505 TO SEPTEMBER 18, 1990, TO BE HEARD WITH THE MELLO ROOS HEARING.

Second by McCarty. Passed by the following vote:

Wolfsheimer-not present, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-yea, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S502: (O-90-209)CONTINUED TO SEPTEMBER 18, 1990, 2:00 P.M.

(Continued from the meetings of July 10, 1990, Item 336, July 17, 1990, Item S405, and July 31, 1990, Item 345; last

continued at the request of Jack McGrory and the City Attorney, for further review of litigation matters.)

A proposal to amend the Resource Protection Ordinance, Article 1, Division 4, Section 101.0462 of the San Diego Municipal Code to delete the Black Mountain Road, and County Island Annexation areas from Paragraph E., Exclusions.

(District-5.)

Introduction of an Ordinance deleting the exclusions for Black Mountain Road Assessment District, and the County Island from the Resource Protection Ordinance, Section

101.0462, Paragraphs E4, 5 and 6 of the Municipal Code.
NOTE: See Items S501 and S503 for companion items.

FILE LOCATION: LAND - Miramar Ranch North Community Plan

COUNCIL ACTION: (Tape location: F047-F245.)

Hearing began 4:25 p.m. and halted 4:45 p.m.

Testimony in favor by Marc Sorenson, Bob Dingman, Gary Underwood, Cash Dimitrz, and Corky McMillan.

MOTION BY BERNHARDT TO CONTINUE ITEMS S501, S502, S503 AND S505 TO SEPTEMBER 18, 1990, TO BE HEARD WITH THE MELLO ROOS HEARING.

Second by McCarty. Passed by the following vote:

Wolfsheimer-not present, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-yea, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S503: CONTINUED TO SEPTEMBER 18, 1990, 2:00 P.M.

(Continued from the meetings of July 10, 1990, Item 337, and July 31, 1990, Item 346; last continued at Councilmember Bernhardt's request, for further review.)
Consideration of the Planning Commission's recommendation to the City Council for initiation of an amendment or update of the Miramar Ranch North Community Plan to provide for a revised pattern, type, and intensity of development in portions of the community to meet the provisions of the Resource Protection Ordinance. The City Council will also consider whether the public facility provisions, phasing program, and facilities financing plan for Miramar Ranch

North are adequate to meet the needs of the community and if they should be revised and whether the Hillside Review Overlay Zone should be applied to qualifying areas where it has not previously been applied. The issue of whether the Miramar Ranch North and Scripps Miramar Ranch Community Plans should be merged into a single planning area and merger of the community planning groups will also be discussed.

(District-5.)

Subitem-A: (R-90-2024)

Adoption of a Resolution approving the initiation of an update of the Miramar Ranch North Community Plan and Facilities Financing Plan and initiation of the application of the Hillside Review Overlay Zone to qualifying areas.

Subitem-B: (R-90-2025)

Adoption of a Resolution conceptually approving a merger of the Scripps Miramar Ranch and Miramar Ranch North Community Plans and Planning Groups.

NOTE: See companion Items S501 and S502.

FILE LOCATION: Subitem-A LAND-Miramar Ranch North Community Plan, Subitem-B LAND-Scripps Miramar Ranch and Miramar Ranch North Community Plans

COUNCIL ACTION: (Tape location: F047-F245.)

Hearing began 4:25 p.m. and halted 4:45 p.m.

Testimony in favor by Marc Sorenson, Bob Dingman, Gary Underwood, Cash Dimitrz, and Corky McMillan.

MOTION BY BERNHARDT TO CONTINUE ITEMS S501, S502, S503 AND S505 TO SEPTEMBER 18, 1990, TO BE HEARD WITH THE MELLO ROOS HEARING.

Second by McCarty. Passed by the following vote:

Wolfsheimer-not present, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-yea, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S504:

Alternate actions relative to a Referendary Petition to Repeal Ordinance No. O-17481, relating to the

North City West Planned District, in connection with State Route 56 and the Carmel Valley Restoration and Enhancement Project:

(North City West Community Area. District-1.)

Subitem-A: (R-91-197) ADOPTED AS RESOLUTION R-276383

Adoption of a Resolution granting the referendary petition and directing the City Attorney to prepare and docket an Ordinance repealing Ordinance No. O-17481 (New Series).

Subitem-B: (O-91-35) INTRODUCED, TO BE ADOPTED SEPTEMBER 10, 1990

Introduction of an Ordinance repealing Ordinance O-17481 (New Series) entitled "An Ordinance amending Chapter X, Article 3, Division 6, of the San Diego Municipal Code by amending Section 103.0602 relating to the North City West Planned District."

Subitem-C: (R-91-198) FILED

Adoption of a Resolution rejecting the referendary petition and directing the City Attorney to prepare an Ordinance placing the measure on the ballot and calling a Special Election to be consolidated with the regularly scheduled election of November 6, 1990.

Subitem-D: (O-91-35) FILED

Introduction and adoption of an Ordinance ordering, calling, providing for and giving notice of a Special Municipal Election to be held in the City on November 6, 1990 for the purpose of submitting to the qualified voters of the City of San Diego Ordinance No. O-17481 (New Series) entitled, "An Ordinance amending Chapter X, Article 3, Division 6 of the San Diego Municipal Code by amending Section 103.0602 relating to the North City West Planned District," for their approval or rejection.

Subitem-E: (R-91-) FILED

Adoption of a Resolution amending the resolution requesting the consolidation of a Special Municipal Election to be held in the City of San Diego on November 6, 1990, with the Statewide General Election to be held on the same date.

NOTE: In considering this item, Council may act to either accept or reject the referendary petition by:

(1) Adopting Subitems A and B accepting the referendary petition and rescinding Ordinance O-17481 (NS);

or

(2) Adopting Subitems C,D,and E rejecting the referendary petition and calling for a Special Election on November 6, 1990, to be consolidated with the Statewide General Election to be held on the same date.

FILE LOCATION: Subitems A, C, D, E MEET

COUNCIL ACTION: (Tape location: D065-441.)

MOTION BY HARTLEY TO ADOPT SUBITEM-A AND INTRODUCE SUBITEM-B TO REPEAL ORDINANCE O-17481. Second by Bernhardt. The motion was trailed.

Substitute motion by Henderson to put the matter on the ballot.

Second by McCarty. Failed by the following vote: Yeas-6,7,8.

Nays-2,3,5,M. Not present-1,4.

The vote on the original motion passed by the following vote:

Wolfsheimer-not present, Roberts-yea, Hartley-yea, Pratt-not

present, Bernhardt-yea, Henderson-yea, McCarty-nay, Filner-yea,

Mayor O'Connor-yea.

ITEM-S505: (R-91-287) CONTINUED TO SEPTEMBER 18, 1990, 2:00
P.M.

Authorizing a settlement agreement with
McMillan-BCED/Miramar Ranch North.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: D049-F245.)

MOTION BY BERNHARDT TO CONTINUE ITEMS S501, S502, S503 AND S505
TO SEPTEMBER 18, 1990, TO BE HEARD WITH THE MELLO ROOS HEARING.

Second by McCarty. Passed by the following vote:

Wolfsheimer-not present, Roberts-yea, Hartley-yea, Pratt-not
present, Bernhardt-yea, Henderson-not present, McCarty-yea,
Filner-yea, Mayor O'Connor-yea.

ITEM-701: CONTINUED TO SPECIAL MEETING ON AUGUST 13, 1990, 7:00
P.M.

(Continued from the meeting of July 16, 1990, Item S403;
Trailed from the meeting of July 23, 1990 Item 701, to July
24, 1990; Continued from the meeting of July 31, 1990, Item
701, at Councilmember Filner's request, to discuss the
amendments.)

(See the binders for the Special Meeting of July 23, 1990,
for the exhibits pertaining to this item).

Alternate actions relative to establishing the boundary
lines of the Districts within the City of San Diego:

Subitem-A: (O-90-207 Rev.2)

"Redistricting Advisory Board (RAB Plan"

Introduction of an Ordinance changing and establishing the
boundary lines of the Districts within the City of San
Diego for the purpose of electing members of the City
Council, as recommended by the Redistricting Advisory
Board; and repealing Ordinance No. O-15370 (NS), adopted on
October 27, 1980.

Subitem-B: (R-91-20)

"Hartley Plan"

Introduction of an Ordinance changing and establishing the
boundary lines of the Districts within the City of San
Diego for the purpose of electing members of the City
Council, as proposed by Councilmember Hartley; -repealing

Ordinance No. O-15370 (NS), adopted on October 27, 1980.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: F245-386, I347-J100.)

Motion by Roberts to appoint Mr. Estrada to make a decision.

Second by Mayor. Failed by the following vote: Yeas-2,7,M.

Nays-3,8. Not present-1,4,5,6.

MOTION BY McCARTY TO CONTINUE THE MATTER TO THE SCHEDULED SPECIAL MEETING FOR REDISTRICTING ON AUGUST 13, 1990, AT 7:00

P.M. IN GOLDEN HALL. Second by Hartley. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present,

Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

NON-DOCKET ITEMS:

None.

ITEM-CS-1: (R-91-285) ADOPTED AS RESOLUTION R-276374

A Resolution adopted by the City Council in Closed Session on August 7, 1990:

Authorizing the City Manager to pay the total sum of \$65,000.00 in the settlement of each and every claim against The City of San Diego, its agents and employees, Superior Court Case No. 560974, John Arthur Dhooge v. City of San Diego, et al., resulting from personal injuries sustained by the plaintiff on September 14, 1985; authorizing the City Auditor and Comptroller to issue one check in the amount of \$65,000.00, made payable to John Arthur Dhooge and Samuel Hornreich, his attorney, in full settlement of the lawsuit and of all claims.

Aud.Cert: 9100129.

FILE LOCATION: MEET

COUNCIL COMMENT:

None.

PUBLIC COMMENT:

None.

ADJOURNMENT:

The meeting was adjourned by Mayor O'Connor at 8:09 p.m. in honor of the memory of Rosa Cervantes.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: K185-190).